

## **SCENIC ROADS**

### **Chapter 143**

- 143-1. Designation.**
- 143-2. Effect of designation.**
- 143-3. Protection of Stonewalls.**
- 143-4. Violations and Penalties.**

**[HISTORY: Adopted by the City Council of the City of Dover 12-14-77\*. Section 143-3 added at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]**

#### **143-1. Designation.**

Upon the recommendation or request of the Planning Board, Conservation Commission or Historical Commission, the City Council may designate any road in the city, with the exception of Class I or Class II highways, as a "scenic road" as provided by RSA 253:17.

#### **143-2. Effect of designation.**

Upon a road being designated as a scenic road as previously provided, any repair, maintenance, reconstruction or paving work done with respect thereto shall not involve or include the cutting or removal of trees or the tearing down or destruction of stone walls or portions thereof, except with the prior written consent of the Planning Board, after a public hearing duly advertised as to time, date, place and purpose, two (2) times in a newspaper of general circulation in the area, the last publication to occur at least seven (7) days prior to such hearing as provided and set forth in RSA 252:18.

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**\*Editor's Note: Provisions of this chapter are derived from Ch. 26 of the former Code, adopted 12-14-77.**

**143-3. Protection of Stonewalls.** [Added 04-18-01 by Ord. No. 02-2001]

Stonewalls that are located along the front property line of lots abutting a scenic road shall be protected and preserved to the maximum extent possible. If the Planning Board, after holding a public hearing as required by Chapter 143-2, approves the removal of a portion of a stonewall, the stones taken from the original wall shall be reused on the property to rebuild deteriorated portions of the stonewall or to construct a stonewall at the driveway entrance.

**143-4. Violations and penalties.\*** [Amended 04-18-01 by Ord. No. 02-2001; amended 12-18-02 by Ord. No. 36-2002]

Any person, firm or corporation violating any provisions of this chapter shall, upon conviction, be subject to a fine of up to one hundred dollars (\$100.). Each day of said violation shall be construed as a separate offense. Said violator shall be held responsible for the restoration of the stonewall or tree.

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**\*Editor's Note: Added at time of adoption of Code; see Ch. 1, General Provisions, Art. I.**